

Storage Tank Control Regulation as follows: failure to have the corrosion protection system inspected by a qualified tester every three years and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit to the Department a copy of the corrosion protection system test results; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

- 3) Order Type and Number: Consent Order 08-0251-UST
 Order Date: November 13, 2008
 Respondent: **Reel Crazy Charters, Inc.**
 Facility: Marlin Quay Marina
 Location/Mailing Address: 1508 South Waccamaw Drive,
 Murrells Inlet, SC/ PO Box 609,
 Johnsonville, SC 29555

 County: Georgetown
 Previous Orders: 07-0442-UST (\$600.00),
 04-0709-UST (\$1,000.00) and
 03-5091 (\$100.00).

 Permit/ID Number: 05184
 Violations Cited: UST Control Regulations, R.61-92,
 §280.40(a), §280.31(b) and §280.34(c).

Summary: Reel Crazy Charters, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to maintain adequate release detection methods; failure to conduct a 3-year corrosion protection system test; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit the results of a corrosion protection system test, a line leak detector test, line tightness test, tank tightness test; and, pay a civil penalty in the amount of nine hundred dollars (**\$900.00**).

- 4) Order Type and Number: Consent Order 08-0341-UST
 Order Date: November 20, 2008
 Respondent: **Bryan E. Stamey**
 Facility: C&C Handy Mart
 Location/Mailing Address: 2900 4th Ave. South, Conway,
 SC/P.O. Box 69, Aynor, SC 29511

 County: Horry
 Previous Orders: None
 Permit/ID Number: 05186
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988, as amended, and the

Underground Storage Tank Control Regulation 61-92.280.44(a) and R.61-92.280.34(c).

Summary: Bryan E. Stamey (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to conduct a line leak detector function check annually and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of the current line leak detector function check results for all lines and pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

5) Order Type and Number: Consent Order 08-0419-UST
 Order Date: November 4, 2008
 Respondent: **O'Dell Oil Co., Inc.**
 Facility: Mr. J's Convenience Store
 Location/Mailing Address: 1865 Chapin Rd., Chapin, SC/P.O.
 Box 96, Belton, SC 29627
 County: Lexington
 Previous Orders: None
 Permit/ID Number: 19094
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act), as amended,
 and the Underground Storage Tank Control Regulation 61-92.280.10(e).

Summary: O'Dell Oil Co. Inc., (Respondent) supplies underground storage tanks and has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulation by introducing regulated substances into an underground storage tank system for which the owner or operator did not hold a currently valid registration.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

6) Order Type and Number: Consent Order 08-0426-UST
 Order Date: November 4, 2008
 Respondent: **O'Dell Oil Co., Inc.**
 Facility: One Stop Shop N Grill
 Location/Mailing Address: 825 S.E. Main St., Simpsonville,
 SC/P.O. Box 96., Belton, SC 29627
 County: Greenville
 Previous Orders: None
 Permit/ID Number: 17549

Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988, as amended, and the Underground Storage Tank Control Regulation 61-92.280.10(e).

Summary: O'Dell Oil Co., Inc. (Respondent) supplies underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation by placing regulated substances or causing regulated substances to be placed into an underground storage tank system for which the owner or operator did not hold a currently valid registration or permit.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand dollars (\$1,000.00).

7) Order Type and Number: Consent Order 08-0428-UST
Order Date: November 4, 2008
Respondent: **Darryl Brock**
Facility: Poor Paul's Fireworks
Location/Mailing Address: 275 Bud Arthur Bridge Rd.,
Cowpens, SC/P.O. Box 1442,
Cowpens, SC 29330
County: Spartanburg
Previous Orders: None
Permit/ID Number: 14880
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988, as amended, and the Underground Storage Tank Control Regulation 61-92.280.40(a).

Summary: Darryl Brock (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to provide adequate release detection methods for an underground storage tank system.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (\$500.00).

Solid Waste Enforcement

8) Order Type and Number: Consent Order 08-19-SW
Order Date: November 10, 2008
Respondent: **Spartanburg County**
Facility: Wellford Municipal Solid Waste Landfill

Location/Mailing Address: 595 Little Mountain Road, Wellford,
SC 29385
County: Spartanburg
Previous Orders: None
Permit/ID Number: 421001-1101
Violations Cited: South Carolina Solid Waste Policy
and Management Act of 1991, as amended, Solid Waste Management:
Municipal Solid Waste Landfills Regulation 61-107.258.21.a., and Permit
421001-1101.

Summary: Spartanburg County (Respondent) has violated the Solid Waste Management: Municipal Solid Waste Landfills Regulation and the Facility's Permit as follows: failure to ensure that all disposed solid waste at the Facility was covered with six (6) inches of soil.

Action: The Respondent is required to: submit an engineered plan to address slope stabilization, soil application, and vegetation of slopes at the Facility; and, pay a civil penalty of four thousand dollars (**\$4,000.00**).

Hazardous Waste Enforcement

9) Order Type and Number: Consent Order 08-18-HW
Order Date: November 6, 2008
Respondent: **Siegwerk USA Ink**
Facility: N/A
Location/Mailing Address: 150 Belcher Road
Boiling Springs, SC 29316
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCD982144701
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.11, R.61-79.262.41(a), R.61-79.262.41(b), R.61-79.265.15(d), R.61-79.265.52(d), R.61-79.265.52(e), R.61- 79.265.173(a), R.61-79.273.13(d)(1) and, R.61-79.265.31.

Summary: Siegwerk Ink (Respondent) owns and operates an ink packaging manufacturing facility. The Respondent has violated the South Carolina Hazardous Waste Management Regulations as follows: failure to accurately determine if waste is a hazardous waste; failure to prepare and submit an updated Quarterly Report within thirty (30) days; failure to record the inspector's name and nature of any repairs or other remedial action required in the weekly inspection log; failure to ensure names, addresses, and phone numbers (office and home) of all persons qualified to act as the emergency coordinator are

kept up to date; failure to ensure the contingency plan is complete; failure to ensure containers holding hazardous waste are closed during storage; failure to keep universal waste containers closed; and, failure to maintain and operate its facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment.

Action: The Respondent has agreed to now and in the future: ensure that accurate hazardous waste determinations are made on all hazardous wastes generated at the facility; ensure that quarterly reports are completed and submitted; ensure that hazardous waste containers are managed properly; ensure that hazardous waste containers are stored on site for 90 days or less; ensure that the contingency plan is maintained and updated; ensure that universal waste is managed properly; and pay a civil penalty in the amount of seventeen thousand, five hundred dollars (\$17,500.00).

10)	<u>Order Type and Number:</u>	Consent Order 08-19-HW
	<u>Order Date:</u>	November 21, 2008
	<u>Respondent:</u>	JBR Environmental Services
	<u>Facility:</u>	N/A
	<u>Location/Mailing Address:</u>	210 Alice Street Spartanburg, South Carolina 29303
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCR 000 004 358
	<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.263.20(a)(1), R.61-79.263.21(a)(1), and, R.61-79.263.21(b)(2)(ii).

Summary: JBR Environmental Services (Respondent) is an industrial cleaning and environmental cleanup company. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to accept hazardous waste from a generator with a manifest signed in accordance with the provisions of the regulations; failure to deliver the entire quantity of hazardous waste which he has accepted from a generator or a transporter to the designated facility listed on the manifest; and, failure to have a copy of the original manifest that includes the rejecting facility's signature and date attesting to the rejection, the description of the rejection in the discrepancy block of the manifest, and the name, address, phone number, and Identification Number for the alternate facility or generator to whom the shipment must be delivered.

Action: The Respondent has agreed to now and in the future ensure that manifests are completed appropriately prior to acceptance as well as by JBR staff

upon acceptance; and, pay a civil penalty in the amount of four thousand dollars (\$4,000.00).

- 11) Order Type and Number: Consent Order 08-20-HW
 Order Date: November 21, 2008
 Respondent: **S.T.A.T. Inc.**
 Facility: N/A
 Location/Mailing Address: 3062 Eli Lane
 Hudson, NC 28638
 County: Orangeburg
 Previous Orders: None
 Permit/ID Number: NCD 980 799 142
 Violations Cited: The South Carolina Hazardous
 Waste Management Act §44-56-130(2) and the South Carolina Hazardous
 Waste Management Regulation 61-79.263.10(c)(3), R.61-79.263.10(h),
 R.61-79.263.21(a)(1), R.61-79.263.30(c)(2), and, R.61-79.263.30(c)(3).

Summary: S.T.A.T., Inc. (Respondent) is a hazardous waste transporter. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to failed to comply with R.61-79.262 Standards Applicable to Generators of Hazardous Waste, if he spills hazardous waste during transportation and generates additional waste subsequent to cleanup as required under Section 263.30; failure to ensure that all equipment, such as tankers, vans, dumpsters, and roll-off containers, are leak proof and properly secured prior to their being used for transporting hazardous waste within the state; failure to deliver the entire quantity of hazardous waste which he has accepted from a generator to the designated facility listed on the manifest; failure to report in writing as required; and, failure to immediately telephone the Department's 24-hour emergency telephone number, giving all requested information.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure compliance when transporting hazardous waste; ensure proper transportation of hazardous waste; ensure immediate action after a hazardous waste discharge; and, pay a civil penalty in the amount of eight thousand, one hundred ninety dollars (\$8,190.00).

- 12) Order Type and Number: Consent Order 08-25-HW
 Order Date: November 20 2008
 Respondent: **Anderson Hardwood Floors**
 Facility: Anderson Hardwood Floors
 Location/Mailing Address: 877 Torrington Road
 Clinton, SC 29325
 County: Laurens

<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SCD 982 146 938
<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.21, R.61-79.262.34(a)(2), R.61-79.262.34(a)(3), R.61-79.265.173(d), R.61-79.262.44(b), R.61-79.265.35, R.61-79.262.34(d)(5)(ii), R.61-79.273.13(d), R.61-79.273.14(e), R.61-79.273.15(a), and R.61-79.273.15(c)(1)

Summary: Anderson Hardwood (Respondent) is a fabricator of commercial laminated hardwood floors. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to ensure that the manifest is completed as required by the instructions; failure to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failure to ensure that containers holding hazardous waste are permanently and legibly marked with the following or equivalent statement: "Hazardous Waste – federal law prohibits improper disposal;" failure to ensure that each container is appropriately labeled with an EPA Hazardous Waste Number; failure to declare its status annually on or before January 31st by submission of a completed form as designed by the Department; failure to maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and any decontamination equipment to any area of facility operation in an emergency, unless it can be demonstrated to the Department that aisle space is not needed for any of these purposes; failure to post the name and telephone number of the emergency coordinator, along with the location of the fire extinguishers and spill control material, and if present, fire alarms, next to the telephone near the satellite accumulation point; failure to contain lamps in containers that remain closed and lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions; failure to label or mark clearly each lamp or a container or package in which such lamps are contained with one of the following phrases: "Universal Waste – Lamp(s)," "Waste Lamps," or "Used Lamp(s);" failure to accumulate universal waste for no longer than one year from the date the universal waste is generated; and, failure to place the universal waste in a container and mark or label the container with the earliest date that any universal waste in the container became a waste or was received.

Action: The Respondent has agreed to perform the following while registered as a Small Quantity Generator of hazardous waste: ensure that all containers of hazardous waste are managed properly; ensure that manifests are completed accurately; ensure that annual declarations are received by the Department on or before January 31st; ensure that aisle space is maintained in the Hazardous Waste Storage Area; ensure that the name and telephone number of the emergency coordinator, along with the location of fire extinguishers, spill control equipment, and if present, fire alarms, are posted next to the telephone near the satellite accumulation point; ensure that universal waste is managed properly;

and, pay a civil penalty in the amount of ten thousand, twenty dollars (\$10,020.00).

BUREAU OF WATER

Drinking Water Enforcement

- 13) Order Type and Number: Consent Order 08-054-DW
 Order Date: November 4, 2008
 Respondent: **Beaufort Property Holdings, LLC**
 Facility: Crestwood Mobile Home Park PWS
 Location/Mailing Address: 9792 Charlotte Highway
 Indian Land, S.C. 29707

 County: Beaufort
 Previous Orders: None
 Permit/ID Number: 0760005
 Violations Cited: 24A S.C. Code Ann. Regs. 61-58.12

Summary: Beaufort Property Holdings, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to submit its annual Consumer Confidence Report (CCR) for calendar year 2007 to the Department and the customers of the PWS by July 1, 2008.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand seven hundred dollars (\$1,700.00). The civil penalty has been paid.

- 14) Order Type and Number: Consent Order 08-055-DW
 Order Date: November 18, 2008
 Respondent: **Lakeview Mobile Home Park, Inc.**
 Facility: Lakeview Mobile Home Park
 Location/Mailing Address: 9792 Charlotte Highway
 Indian Land, S.C. 29707

 County: Beaufort
 Previous Orders: None
 Permit/ID Number: 0760001
 Violations Cited: 24A S.C. Code Ann. Regs. 61-58.12

Summary: Lakeview Mobile Home Park, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand seven hundred dollars (**\$1,700.00**) to be paid in installments. The first installment has been paid.

Summary: ANA Hospitality, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid.

Summary: Marion Brunson (Respondent) d/b/a Mobile Home Estate Rentals owns and is responsible for the proper operation and maintenance of a

public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to properly operate and maintain the PWS and failed to submit to the Department the annual State Safe Drinking Water Fees for fiscal year 2009 by July 1, 2008.

Action: The Respondent has agreed to: submit to the Department the State Safe Drinking Water Fees for the fiscal year 2009; correct all operation and maintenance deficiencies; and pay a **stipulated penalty** in the amount of four thousand dollars (\$4,000.00) if he fails to meet any requirement of this Order.

17)	<u>Order Type and Number:</u>	Consent Order 08-058-DW
	<u>Order Date:</u>	November 4, 2008
	<u>Respondent:</u>	Joseph A. Thomas
	<u>Facility:</u>	Quiet Acres Campground
	<u>Location/Mailing Address:</u>	378 Thomas Road Clover, S.C .29710
	<u>County:</u>	York
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-58.1(B)(1) and 61-58.1(K)(1)

Summary: Joseph A. Thomas (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failure to obtain a permit from the Department prior to the construction of a water system and water treatment system/booster pump and failure to obtain final approval from the Department prior to placing the water system and the water treatment system/booster pump into operation.

Action: The Respondent has agreed to: submit to the Department for approval a Corrective Action Plan to include proposed steps to address the violations and pay a **stipulated penalty** in the amount of eight thousand dollars (\$8,000.00) if the Respondent fails to meet any requirement of this Order.

18)	<u>Order Type and Number:</u>	Consent Order 08-059-DW
	<u>Order Date:</u>	November 4, 2008
	<u>Respondent:</u>	Summer Wind Management, Inc.
	<u>Facility:</u>	Summer Wind Motel
	<u>Location/Mailing Address:</u>	1903 South Ocean Boulevard Myrtle Beach, S.C. 29577
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-1070D

Violations Cited:
and 61-51(K)(1)(d)

24A S.C. Code Ann. Regs. 61-51(J)

Summary: Summer Wind Management, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand four hundred dollars (\$2,400.00).

19) Order Type and Number: Consent Order 08-060-DW
Order Date: November 4, 2008
Respondent **A.C. Property Management Corporation**
Facility: Quality Inn
Location/Mailing Address: 3608 Richland Avenue West
Aiken, S.C. 29801
County: Aiken
Previous Orders: None
Permit/ID Number: 02-088B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: A.C. Property Management Corporation (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand forty dollars (\$2,040.00).

20) Order Type and Number: Consent Order 08-061-DW
Order Date: November 25, 2008
Respondent: **Hitchcock Heights Home Owners Association**
Facility: Hitchcock Heights Subdivision
Location/Mailing Address: 329 Laurens Street SW
Aiken, S.C. 29801
County: Aiken
Previous Orders: none
Permit/ID Number: 02-008B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J),
61-51(K)(1)(d)

Summary: Hitchcock Heights Home Owners Association (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid.

21) Order Type and Number: Consent Order 08-062-DW
 Order Date: November 19, 2008
 Respondent: **ALH Beach Property, LLC**
 Facility: Venture In Motel
 Location/Mailing Address: 400 3rd Avenue South
 Myrtle Beach, S.C. 29577

 County: Horry
 Previous Orders: None
 Permit/ID Number: 26-330B
 Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J),
 61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: ALH Beach Property, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool and re-opened the Pool without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Pool being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand three hundred eighty dollars (**\$2,380.00**).

22) Order Type and Number: Consent Order 08-063-DW
 Order Date: November 19, 2008
 Respondent: **Smith Family Partners, LLC**
 Facility: Bermuda Sands Motel
 Location/Mailing Address: 104 North Ocean Boulevard
 Myrtle Beach, S.C. 29577

 County: Horry
 Previous Orders: None
 Permit/ID Number: 26-1159B
 Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
 and 61-51(K)(1)(d)

Summary: Smith Family Partners, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

23) Order Type and Number: Consent Order 08-064-DW
Order Date: November 21, 2008
Respondent: **Wright's Plumbing & Utilities, Inc.**
Facility: Crystal Pines Subdivision
Location/Mailing Address: 109 Mallard Court
Chapin, S.C. 29036
County: Lexington
Previous Orders: 05-178-DW (\$2,000)
Permit/ID Number: 3250065
Violations Cited: 24A S.C. Code Ann. Regs. 61-58.12

Summary: Wright's Plumbing and Utilities, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to submit its annual Consumer Confidence Report (CCR) for calendar year 2007 to the Department and the customers of the PWS by July 1, 2008.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand five hundred fifty dollars (**\$2,550.00**).

24) Order Type and Number: Consent Order 08-066-DW
Order Date: November 25, 2008
Respondent: **Union County YMCA**
Facility: Union County YMCA
Location/Mailing Address: 106 Lakeside Drive
Union, S.C. 29379
County: Union
Previous Orders: None
Permit/ID Number: 44-011B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)(18)

Summary: Union County YMCA (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated

the Public Swimming Pools Regulation as follows: the Pool was not operating under the direction of a South Carolina certified swimming pool operator.

Action: The Respondent has agreed to: pay a civil penalty in the amount of six hundred dollars (**\$600.00**).

25) Order Type and Number: Consent Order 08-067-DW
 Order Date: November 25, 2008
 Respondent: **Southland Circle, LLC**
 Facility: Best Western
 Location/Mailing Address: 125 Sloane Garden Road
 Spartanburg, S.C. 29316
 County: Spartanburg
 Previous Orders: None
 Permit/ID Number: 42-203D
 Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
 and 61-51(K)(1)(d)

Summary: Southland Circle, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site.

Action: The Respondent has agreed to pay a civil penalty in the amount of two thousand four hundred dollars (**\$2,400.00**).

26) Order Type and Number: Consent Order 08-068-DW
 Order Date: November 25, 2008
 Respondent: **Bruce Atkinson d/b/a Walnut Ridge MHP**
 Facility: Walnut Ridge MHP
 Location/Mailing Address: 3605 Evans Mill Rd.
 Pageland, S.C. 29728
 County: Chesterfield
 Previous Orders: CO 06-228-DW (stipulated penalty)
 Permit/ID Number: 1360019
 Violations Cited: S.C. Code Ann. Regs. 61-58.5(F)(2);
 and 61-58.5(G)(1)(a)

Summary: Bruce Atkinson (Respondent) d/b/a Walnut Ridge Mobile Home Park (MHP) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform during the August 2008

monitoring period and failed to collect total coliform samples at sites which are representative of water throughout the distribution system according to its written sample siting plan.

Action: The Respondent has agreed to: submit an Investigative Report to determine the causes of the MCL exceedances for total coliform at the PWS and a Corrective Action Plan (CAP) to include proposed steps to address those causes with a schedule of implementation; and pay a penalty in the amount of six thousand eight hundred dollars (\$6,800.00).

Water Pollution Enforcement

27) Order Type and Number: Consent Order 08-120-W
 Order Date: November 17, 2008
 Respondent: **Allen Riddle**
 Facility: Riddle Dairy
 Location/Mailing Address: 664 Willow Road
 Norway, S.C. 29113
 County: Orangeburg
 Previous Orders: None
 Permit/ID Number: ND0016977 / 17,581-AG
 Violations Cited: S.C. Code Ann. § 48-1-90(a) and
 110(a) and (d) (2008), S.C. Code Ann. Regs. 61-43.200.A (a) and (e)(1)
 (Supp. 2007)

Summary: Allen Riddle (Respondent) owns and is responsible for the proper operation and maintenance of the Riddle Dairy Farm (facility) located at 664 Willow Swamp Road in Orangeburg County, South Carolina (Site). The Respondent has violated the Pollution Control Act and the Standards for the Permitting of Agricultural Animal Facilities as follows: operated the facility's waste treatment facility without obtaining a permit from the Department; after obtaining Permit to Construct AG 17,581, failed to construct and operate the facility's waste treatment system in accordance with the Department approved Waste Management Plan. The Respondent discharged animal waste into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent has agreed to: complete construction of the upgraded waste storage lagoon and provide the engineer's certification that construction has been completed in accordance with the approved plans; operate the dairy and waste treatment system in compliance with all aspects of Permit to Construct AG 17,581 and the Department approved Comprehensive Nutrient Management Plan; submit a Closure Plan addressing the closeout of the old lagoon and appurtenances; complete closure of the lagoon; pay a civil penalty in

the amount of four thousand **(\$4,000.00)**; and, pay a suspended penalty in the amount of twelve thousand dollars (\$12,000.00) if the Respondent fails to meet any requirement of the Order.

28) Order Type and Number: Consent Order 08-121-W
 Order Date: November 10, 2008
 Respondent: **Look Up Forest Home Owners Association, Inc.**
 Facility: Look Up Forest Subdivision WWTF
 Location/Mailing Address: 5 Northslope View Drive
 Landrum, S.C. 29356
 County: Greenville
 Previous Orders: 04-010-W (\$5,600 Suspended)
 Permit/ID Number: SC0026379
 Violations Cited: S.C. Code Ann. § 48-1-110 (d)
 (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(1) (Supp. 2007).

Summary: Look Up Forest Home Owners Association, Inc. (Respondent), located in Greenville, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and the Water Pollution Control Permits as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System (NPDES) Permit for ammonia-nitrogen (NH₃-N), biochemical oxygen demand (BOD), and flow in conduit.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; submit a final engineering report (FER) addressing the upgrade of the WWTF with schedule; begin construction of the necessary upgrade; complete the construction of all necessary upgrades; and pay a civil **suspended penalty** in the amount of five thousand six hundred dollars **(\$5,600.00)** and a stipulated penalty of five thousand dollars (\$5,000.00) if the Respondent fails to meet any requirement of the Order.

BUREAU OF AIR QUALITY

29) Order Type and Number: Consent Order 08-064-A
 Order Date: November 4, 2008
 Respondent: **Mr. Marvin Gaye Smith**
 Facility: Mr. Marvin Gaye Smith
 Location/Mailing Address: 147 Underwood Dr
 Woodruff, SC 29388

County: Spartanburg
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Air Pollution Control Regulations 61-62.2, Prohibition of Open Burning.

Summary: Mr. Marvin Gaye Smith (Respondent) resides at 147 Underwood Dr in Woodruff, SC. The Respondent has violated state regulations in that he burned prohibited materials.

Action: The Respondent has agreed to: cease open burning except as in compliance with South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning; and pay a civil penalty in the amount of one hundred dollars (**\$100.00**).

30) Order Type and Number: Consent Order 08-065-A
Order Date: November 17, 2008
Respondent: **Palmetto Landscaping, Inc.**
Facility: Palmetto Landscaping, Inc.
Location/Mailing Address: 222 Briar Creek Rd
Greer, SC 29650
County: Greenville
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Air Pollution Control Regulations 61-62.2, Prohibition of Open Burning.

Summary: Palmetto Landscaping, Inc. (Respondent) is a landscaping company and owns and operates a field office located at 1440 South Batesville Rd in Greer, SC. The Respondent has violated state regulation in that it burned yard trimmings that did not originate onsite.

Action: The Respondent has agreed to: cease open burning except as in compliance with South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning; and pay a civil penalty in the amount of six hundred dollars (**\$600.00**). The penalty has been paid.

31) Order Type and Number: Consent Order 08-066-A
Order Date: November 10, 2008
Respondent: **Mr. Jeff Dyson**
Facility: Mr. Jeff Dyson
Location/Mailing Address: 260 Putman Rd
Buffalo, SC 29321
County: Union

Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Air Pollution Control Regulations 61-62.2, Prohibition of Open Burning.

Summary: Mr. Jeff Dyson (Respondent) resides at 260 Putman Road in Buffalo, South Carolina. The Respondent violated state regulations in that he burned prohibited materials.

Action: The Respondent has agreed to: cease open burning except as in compliance with South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning; and pay a civil penalty in the amount of one hundred dollars (**\$100.00**).

32) Order Type and Number: Consent Order 08-067-A
Order Date: November 10, 2008
Respondent: **Allen University**
Facility: Mance House, 1429 Pine St.
Columbia, SC 29204
Location/Mailing Address: 1530 Harden Street
Columbia, SC 29204
County: Richland
Previous Orders: None
Permit/ID Number: None
Violations Cited: U. S. EPA 40 CFR 61.145(b) and South Carolina Air Pollution Control Regulation 61-86.1, Section XIII.B.1.

Summary: Allen University (Respondent) is a higher education institution. The Mance House, which was located at 1429 Pine St in Columbia, SC ("Project Site"), was a part of the Respondent's campus. The Respondent violated Federal and State Regulations in that it began demolition activities and moved the Mance House prior to the permitted start date.

Action: The Respondent has agreed to pay to the Department a civil penalty in the amount of three thousand dollars (**\$3,000.00**). The penalty has been paid.

33) Order Type and Number: Consent Order 08-068-A
Order Date: November 17, 2008
Respondent: **Good Ole' Boys Construction LLC**
Facility: Good Ole' Boys Construction LLC
Location/Mailing Address: 108 Golden Pine Trail
Elgin, SC 29045

County: Kershaw
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Air Pollution Control
Regulation 61.62.2, Prohibition of Open Burning

Summary: Good Ole' Boys Construction LLC (Respondent) is a construction contractor. The Respondent violated state regulations in that it burned materials prohibited by the regulation.

Action: The Respondent has agreed to: cease open burning except as in accordance with South Carolina Air Pollution Control Regulation 61-62.2; and pay to the Department a civil penalty in the amount of four hundred dollars (\$400.00).

34) Order Type and Number: Consent Order 08-069-A
Order Date: November 25, 2008
Respondent: **Sonoco Products Co**
Facility: Sonoco Products Co
Location/Mailing Address: PO Box 160
Hartsville, SC 29550
County: Darlington
Previous Orders: None
Permit/ID Number: TV-0820-0012
Violations Cited: South Carolina Air Pollution Control
Regulation 61-62.5, Standard No. 4, Section VIII.A., U.S. EPA
Regulations 40 CFR 63.8070(b) and South Carolina Air Pollution Control
Regulation 61-62.63, Subpart HHHHH, U.S. EPA Regulations 40 CFR
63.3910(b) and South Carolina Air Pollution Control Regulation 61-62.63,
Subpart MMMM, and U.S. EPA Regulations 40 CFR 63.3400(c)(1)(ii)
and South Carolina Air Pollution Control Regulation 61-62.63, Subpart
JJJJ.

Summary: Sonoco Products Co (Respondent) manufactures paper and plastic products used for packaging and other industrial and commercial uses. The Department issued Part 70 (Title V) Air Quality Permit TV 0820-0012 to the Respondent effective April 11, 2002. The Respondent violated Federal Regulations and State Regulations as follows: exceeded its established PM emissions limit for the Kiln; failed to submit to the Department a timely Subpart HHHHH and Subpart MMMM Initial Notification; and failed to submit to the Department a timely Subpart JJJJ compliance report.

Action: The Respondent has agreed to: limit PM emissions from its Kiln to 14.7 lbs/hr; submit timely compliance reports to the Department; submit timely Initial Notifications for any Subparts the facility may become subject to in the

future; include the aforementioned violations as deviations in its next Title V Annual Compliance certification along with any other deviations noted necessary to reflect the compliance status of the facility during the reporting period; and pay to the Department a civil penalty in the amount of eight thousand dollars (\$8,000.00).